

CERTIFICATION OF ENROLLMENT

**HOUSE BILL 2355**

Chapter 42, Laws of 1998

55th Legislature  
1998 Regular Session

STATE PARK LANDS--DISPOSAL--MANAGEMENT AND HEARINGS

EFFECTIVE DATE: 6/11/98

Passed by the House February 13, 1998  
Yeas 95 Nays 0

CLYDE BALLARD  
**Speaker of the  
House of Representatives**

Passed by the Senate March 4, 1998  
Yeas 45 Nays 0

BRAD OWEN  
**President of the Senate**

Approved March 18, 1998

GARY LOCKE  
**Governor of the State of Washington**

CERTIFICATE

I, Timothy A. Martin, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **HOUSE BILL 2355** as passed by the House of Representatives and the Senate on the dates hereon set forth.

TIMOTHY A. MARTIN  
**Chief Clerk**

FILED

March 18, 1998 - 6:04 p.m.

**Secretary of State  
State of Washington**

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HOUSE BILL 2355

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Passed Legislature - 1998 Regular Session

State of Washington                      55th Legislature                      1998 Regular Session

By Representatives Alexander, Ogden, Lantz, Anderson and Conway; by request of Parks and Recreation Commission

Read first time 01/12/98. Referred to Committee on Appropriations.

1            AN ACT Relating to state park lands; and amending RCW 43.51.210 and  
2 43.51.215.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4            **Sec. 1.** RCW 43.51.210 and 1984 c 87 s 2 are each amended to read  
5 as follows:

6            Whenever the state parks and recreation commission finds that any  
7 land under its control cannot advantageously be used for park purposes,  
8 it is authorized to dispose of such land. If such lands are school or  
9 other grant lands, control thereof shall be relinquished by resolution  
10 of the commission to the proper state officials. If such lands were  
11 acquired under restrictive conveyances by which the state may hold them  
12 only so long as they are used for park purposes, they may be returned  
13 to the donor or grantors by the commission. All other such lands may  
14 be either sold by the commission to the highest bidder or exchanged for  
15 other lands of equal value by the commission, and all conveyance  
16 documents shall be executed by the governor. All such exchanges shall  
17 be accompanied by a transfer fee, to be set by the commission and paid  
18 by the other party to the transfer; such fee shall be paid into the  
19 parkland acquisition account established under RCW 43.51.200. Sealed

1 bids on all sales shall be solicited at least twenty days in advance of  
2 the sale date by an advertisement appearing at least in three  
3 consecutive issues of a newspaper of general circulation in the county  
4 in which the land to be sold is located. If the commission feels that  
5 no bid received adequately reflects the fair value of the land to be  
6 sold, it may reject all bids, and may call for new bids. All proceeds  
7 derived from the sale of such park property shall be paid into the  
8 ~~((state general fund))~~ park land acquisition account. All land  
9 considered for exchange shall be evaluated by the commission to  
10 determine its adaptability to park usage. The equal value of all lands  
11 exchanged shall first be determined by the appraisals to the  
12 satisfaction of the commission: PROVIDED, That no sale or exchange of  
13 state park lands shall be made without the unanimous consent of the  
14 commission.

15 **Sec. 2.** RCW 43.51.215 and 1975 1st ex.s. c 107 s 1 are each  
16 amended to read as follows:

17 ~~((At least ten days but not more than twenty five days))~~ Before the  
18 director of parks and recreation presents a proposed exchange to the  
19 parks and recreation commission involving an exchange of state land  
20 pursuant to this chapter, the director shall hold a public hearing on  
21 the proposal in the county where the state lands or the greatest  
22 proportion thereof is located. Ten days but not more than twenty-five  
23 days prior to such hearing, the director shall publish a paid public  
24 notice of reasonable size in display advertising form, setting forth  
25 the date, time, and place of the hearing, at least once in one or more  
26 daily newspapers of general circulation in the county and at least once  
27 in one or more weekly newspapers circulated in the area where the state  
28 owned land is located. A news release pertaining to the hearing shall  
29 be disseminated among printed and electronic media in the area where  
30 the state land is located. The public notice and news release also  
31 shall identify lands involved in the proposed exchange and describe the  
32 purposes of the exchange and proposed use of the lands involved. A  
33 summary of the testimony presented at the hearings shall be prepared  
34 for the commission's consideration when reviewing the director's  
35 exchange proposal. If there is a failure to substantially comply with  
36 the procedures set forth in this section, then the exchange agreement  
37 shall be subject to being declared invalid by a court. Any such suit

1 must be brought within one year from the date of the exchange  
2 agreement.

Passed the House February 13, 1998.

Passed the Senate March 4, 1998.

Approved by the Governor March 18, 1998.

Filed in Office of Secretary of State March 18, 1998.